BORA LASKIN LAW LIBRARY
3 1761 03341 7064

EVIDENCE

VOLUME 3(B)

Alan Mewett
Hamish Stewart

Faculty of Law
University of Toronto

1997-98

These materials are distributed solely for classroom use by students in the Faculty of Law, University of Toronto

Storage

AYK -2627

BORA LASKIN LAW LIBRARY

NOV 25 1997

FACULTY OF LAW
UNIVERSITY OF TORONTO

BORA LASKIN LAW LIBRARY
UNIVERSITY OF TORONTO

EVIDENCE

VOLUME 3(B)

Alan Mewett
Hamish Stewart

Faculty of Law
University of Toronto

1997-98

These materials are distributed solely for classroom use by students in the Faculty of Law, University of Toronto

Digitized by the Internet Archive
in 2018 with funding from
University of Toronto

https://archive.org/details/evidence03mewe_1

Table of Contents

9(e) Records Held by Third Parties 833

R. v. O'Connor 833
R. v. Carosella 865
Question 888

9(f) Privilege against Self-Crimination 888

Dubois v. The Queen 888
R. v. Kuldip 897

10. ILLEGALLY OBTAINED EVIDENCE 906

10(a) Common Law 906

Kuruma v. The Queen 906
R. v. Sang 910

10(b) Charter: Principles of Exclusion 914

10(b)(i) Bringing the Administration of Justice into Disrepute 914

Collins v. The Queen 914
R. v. Stillman 925

10(b)(ii) Standing 960

R. v. Pugliese 960
R. v. Edwards 964

10(b)(iii) "Obtained in a manner ..." 978

R. v. Strachan 978
R. v. Goldhart 990

10(b)(iii) Shifting Use of Unconstitutionally Obtained Evidence 1005

R. v. Calder 1005
Questions on Calder 1013

10(c) Right to Silence under s. 7 of the Charter 1014

R. v. Hebert 1014
R. v. Broyles 1039
R. v. S.(R.J.) 1050

10(d) Search and Seizure 1085

Hunter et al. v. Southam Inc. 1085
R. v. Duarte 1098

10(e) Right to Counsel: Charter s. 10(b) 1109

Clarkson v. The Queen 1109

R. v. Manninen 1113
R. v. Leclair 1117
R. v. Brydges 1124
R. v. Bartle 1136
Questions on the Right to Counsel 1143